Case: 08-07755-MCF13 Doc#:1 Filed: 11/17/08 Entered: 11/17/08 11:01:33 (Official Form 1) (1/08) Desc: Main Document Page 1 of 36 United States Bankruptcy Court Voluntary Petition **District of Puerto Rico** Name of Debtor (if individual, enter Last, First, Middle): Name of Joint Debtor (Spouse) (Last, First, Middle): CINTRON COLON, LUIS E. All Other Names used by the Debtor in the last 8 years All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): (include married, maiden, and trade names): LUIS E. CINTRON Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all): 5104 EIN (if more than one, state all): Street Address of Joint Debtor (No. & Street, City, State & Zip Code): Street Address of Debtor (No. & Street, City, State & Zip Code): CALLE 1 CASA N-2-1 VILLAS DE TRUJILLO ALTO TRUJILLO ALTO, PR ZIPCODE ZIPCODE 00976 County of Residence or of the Principal Place of Business: County of Residence or of the Principal Place of Business: Mailing Address of Joint Debtor (if different from street address): Mailing Address of Debtor (if different from street address) JARDINES DE CAPARRA **CALLE 13 G-2** ZIPCODE BAYAMON, PR ZIPCODE 00959-7824 Location of Principal Assets of Business Debtor (if different from street address above): ZIPCODE Type of Debtor Nature of Business Chapter of Bankruptcy Code Under Which the Petition is Filed (Check one box.) (Form of Organization) (Check one box.) (Check one box.) ☐ Health Care Business ☐ Single Asset Real Estate as defined in 11 Chapter 15 Petition for Chapter 7 ✓ Individual (includes Joint Debtors) Chapter 9 Recognition of a Foreign Chapter 11 Main Proceeding U.S.C. § 101(51B) See Exhibit D on page 2 of this form. Chapter 15 Petition for Chapter 12 □ Corporation (includes LLC and LLP) Railroad Stockbroker ✓ Chapter 13 Recognition of a Foreign Partnership Commodity Broker Nonmain Proceeding Other (If debtor is not one of the above entities, Clearing Bank check this box and state type of entity below.) Clearı
Other Nature of Debts (Check one box.) ✓ Debts are primarily consumer Debts are primarily business debts. Tax-Exempt Entity debts, defined in 11 U.S.C. § 101(8) as "incurred by an (Check box, if applicable.) individual primarily for a Debtor is a tax-exempt organization under personal, family, or house-Title 26 of the United States Code (the hold purpose." Internal Revenue Code). Filing Fee (Check one box) Chapter 11 Debtors Check one box: Full Filing Fee attached Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D).
Debtor is not a small business debtor as defined in 11 U.S.C. § 101(51D). Filing Fee to be paid in installments (Applicable to individuals only). Must Check if: attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form Debtor's aggregate noncontingent liquidated debts owed to non-insiders or affiliates are less than \$2,190,000. Filing Fee waiver requested (Applicable to chapter 7 individuals only). Must Check all applicable boxes: attach signed application for the court's consideration. See Official Form 3B. A plan is being filed with this petition Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b). THIS SPACE IS FOR Statistical/Administrative Information COURT USE ONLY Debtor estimates that funds will be available for distribution to unsecured creditors. Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors. Estimated Number of Creditors  $\mathbf{Y}$ П 

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5,001-10,001-25,001-50,001-Over 1-49 50-99 100-199 200-999 1,000-100,000 100,000 10,000 25 000 50,000 5.000 Estimated Assets V \$500,000,001 More than \$0 to \$50,001 to \$100,001 to \$500,001 to \$1,000,001 to \$10,000,001 \$50,000,001 to \$100,000,001 to \$50 million \$100 million \$50,000 \$100,000 to \$500 million to \$1 billion \$1 billion \$500,000 \$1 million \$10 million Estimated Liabilities V П \$50,000,001 to \$100,000,001 \$500,000,001 More than \$50,001 to \$100,001 to \$500,001 to \$1,000,001 to \$10,000,001 \$0 to \$50,000 \$100,000 to \$500 million to \$1 billion \$500,000 \$1 million \$10 million to \$50 million \$100 million

Prior Bankrupicy Case Fneu Within Last	o rears (if more than two, attach	additional sheet)			
Location Where Filed: <b>None</b>	Case Number:	Date Filed:			
Location Where Filed:	Case Number:	Date Filed:			
Pending Bankruptcy Case Filed by any Spouse, Partner of	r Affiliate of this Debtor (If mo	re than one, attach additional sheet)			
Name of Debtor: None	Case Number: Date Filed:				
District:	Relationship:	Judge:			
Exhibit A  (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)  [ Exhibit A is attached and made a part of this petition.	(To be completed whose debts are p. I, the attorney for the petitioner that I have informed the petition chapter 7, 11, 12, or 13 of tiexplained the relief available ur	xhibit B  if debtor is an individual rimarily consumer debts.)  named in the foregoing petition, declare ner that [he or she] may proceed unde tle 11, United States Code, and have need the such chapter. I further certifiche notice required by § 342(b) of the light constant of the light			
Does the debtor own or have possession of any property that poses or is or safety?  Yes, and Exhibit C is attached and made a part of this petition.	alleged to pose a threat of imminer	nt and identifiable harm to public health			
Exh (To be completed by every individual debtor. If a joint petition is filed, of Exhibit D completed and signed by the debtor is attached and m. If this is a joint petition:	_	ach a separate Exhibit D.)			
Exhibit D also completed and signed by the joint debtor is attack	hed a made a part of this petition.				
	ing the Debtor - Venue applicable box.) e of business, or principal assets in the days than in any other District.	nis District for 180 days immediately			
There is a bankruptcy case concerning debtor's affiliate, general	partner, or partnership pending in	this District.			
Debtor is a debtor in a foreign proceeding and has its principal p or has no principal place of business or assets in the United States in this District, or the interests of the parties will be served in re	but is a defendant in an action or pr	roceeding [in a federal or state court]			
Certification by a Debtor Who Resid (Check all ap  Landlord has a judgment against the debtor for possession of de	plicable boxes.)				
(Name of landlord or less	sor that obtained judgment)	·			
(Address of la	ndlord or lessor)				
Debtor claims that under applicable nonbankruptcy law, there at		lebtor would be permitted to cure			

the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and

Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

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Voluntary Petition

filing of the petition.

(This page must be completed and filed in every case)

Name of Debtor(s):

CINTRON COLON, LUIS E.

Desc: Main

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Date

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Voluntary Potition	I Name of Del	(tor(s):

Page 3

Voluntary Petition (This page must be completed and filed in every case)	Name of Debtor(s): CINTRON COLON, LUIS E.
	itures
Signature(s) of Debtor(s) (Individual/Joint)	Signature of a Foreign Representative
I declare under penalty of perjury that the information provided in this petition is true and correct.  [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under Chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United State Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.  [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).  I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.  X  Signature of Debtor  LUIS E. CINTRON COLON  Telephone Number (If not represented by attorney)	I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.  (Check only one box.)  I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.  Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.  X  Signature of Foreign Representative  Printed Name of Foreign Representative
Date	
Signature of Attorney*  X Signature of Attorney for Debtor(s)  RAFAEL MORENO GARCIA USDC #202708  Printed Name of Attorney for Debtor(s)  MORENO & MORENO LAW OFFICE Firm Name  PO BOX 679  Address  TRUJILLO ALTO, PR 00977-0679	Signature of Non-Attorney Petition Preparer  I declare under penalty of perjury that: 1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; 2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h) and 342(b); 3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.  Printed Name and title, if any, of Bankruptcy Petition Preparer
750-8160  Telephone Number  Date  *In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the	Social Security Number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)  Address
information in the schedules is incorrect.	
Signature of Debtor (Corporation/Partnership)  I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.  The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.	Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.  Date  Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:
Signature of Authorized Individual	If more than one person prepared this document, attach additional
Printed Name of Authorized Individual  Title of Authorized Individual	sheets conforming to the appropriate official form for each person.  A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. § 110; 18 U.S.C. § 156.

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#### Document Page 4 of 36 United States Bankruptcy Court District of Puerto Rico

IN RE:		Case No.
CINTRON COLON, LUIS E.		Chapter 13
	Debtor(s)	-

#### SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NUMBER OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	\$ 130,000.00		
B - Personal Property	Yes	3	\$ 6,500.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		\$ 144,777.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	2		\$ 0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	1		\$ 18,605.00	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			\$ 1,989.4
J - Current Expenditures of Individual Debtor(s)	Yes	1			\$ 1,864.4
	TOTAL	13	\$ 136,500.00	\$ 163,382.00	

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#### Document Page 5 of 36 United States Bankruptcy Court District of Puerto Rico

IN RE:	Case No.
CINTRON COLON, LUIS E.	Chapter 13
Debtor(s)	•

#### STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	***************************************	Amount
Domestic Support Obligations (from Schedule E)	\$	0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$	0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	\$	0.00
Student Loan Obligations (from Schedule F)	\$	0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	\$	0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$	0.00
TOTAL	\$	0.00

#### State the following:

Average Income (from Schedule I, Line 16)	\$ 1,989.44
Average Expenses (from Schedule J, Line 18)	\$ 1,864.44
Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C	
Line 20)	\$ 0.00

#### State the following:

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 22,903.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$ 0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$ 0.00
4. Total from Schedule F		\$ 18,605.00
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$ 41,508.00

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IN RE CINTRON COLON, LUIS E

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Case	No.	

(If known)

Debtor(s)

#### SCHEDULE A - REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM
REAL PROPERTY: RESIDENCE AT STREET 1 HOUSE N-2-1, VILLAS DE TRUJILLO ALTO, TRUJILLO ALTO. DESCRIPTION: 3 BEDROOMS, 1 1/2 BATH, KITCHEN, LIVING ROOM & DINING ROOM. BOUGHT IN 2004 AT PRICE OF \$100,000.00. REFINANCED ON 2006 APPRAISED AT THAT TIME AT \$110,000.00. IMPROVEMENTS MADE AFTER APPRAISAL IN THE AMOUNT OF APPROXIMATELY \$20,000.00. ACTUAL VALUE \$130,000.00 TIMES SHARE AT SUMMER BAY RESORT, ORLAND FL.			130,000.00	121,874.00 0.00
VALUED IN \$10,000.00. STAY BE LIFTED.				

TOTAL

130,000.00

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Case No.

Debtor(s)

(If known)

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#### SCHEDULE B - PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
1.	Cash on hand.	Х			
2.	Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		BANCO POPULAR ACCOUNT xxxxxxxx3296	***************************************	0.00
3.	Security deposits with public utilities, telephone companies, landlords, and others.	X			
4.	Household goods and furnishings, include audio, video, and computer equipment.		BED, TV, STEREO, DINING ROOM, FURNITURE, ETC.		2,000.00
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	Х			
6.	Wearing apparel.		WEARING APPAREL		500.00
7.	Furs and jewelry.		SMALL JEWELRY		500.00
8.	Firearms and sports, photographic, and other hobby equipment.	Х			
9.	Interest in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X			
10.	Annuities. Itemize and name each issue.	Х			
11.	Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	Х			
12.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	х			
13.	Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
14.	Interests in partnerships or joint ventures. Itemize.	х			
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Case No.

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(If known)

#### SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

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	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
15.	Government and corporate bonds and other negotiable and non-negotiable instruments.	X			
16.	Accounts receivable.	Х			
17.	Alimony, maintenance, support, and property settlements in which the debtor is or may be entitled. Give particulars.	X			
18.	Other liquidated debts owed to debtor including tax refunds. Give particulars.	Х			
19.	Equitable or future interest, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			
20.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
21.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
22.	Patents, copyrights, and other intellectual property. Give particulars.	Х			
23.	Licenses, franchises, and other general intangibles. Give particulars.	Х			
24.	Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25.	Automobiles, trucks, trailers, and other vehicles and accessories.		AUTO: FORD WINSTAR 2001 AUTO: SUZUKI SWIFT 1989		3,000.00 500.00
26.	Boats, motors, and accessories.	х			
1	Aircraft and accessories.	х			
28.	Office equipment, furnishings, and supplies.	Х			
29.	Machinery, fixtures, equipment, and supplies used in business.	Х			
30.	Inventory.	X			
31.	Animals.	X			
			; ;		

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IN RE CINTRON COLON, LUIS E.

Debtor(s)

Case No.

#### SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
<ul> <li>32. Crops - growing or harvested. Give particulars.</li> <li>33. Farming equipment and implements.</li> <li>34. Farm supplies, chemicals, and feed.</li> <li>35. Other personal property of any kind not already listed. Itemize.</li> </ul>	X X X			
		TO'	ΓAL	6,500.00

0 continuation sheets attached

(Include amounts from any continuation sheets attached. Report total also on Summary of Schedules.) B6C (Case: 08-07755-)MCF13 Doc#:1 Filed:11/17/08 Entered:11/17/08 11:01:33 Desc: Main Document Page 10 of 36

IN RE CINTRON COLON, LUIS E.

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(If known)

#### SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

Debtor elects the exemptions to	which debtor is	entitled under:
(Check one box)		

Check if debtor claims a homestead exemption that exceeds \$136,875.

11 U.S.C. § 522(b)(2) 11 U.S.C. § 522(b)(3)

DESCRIPTION OF PROPERTY	SPECIFY LAW PROVIDING EACH EXEMPTION	VALUE OF CLAIMED EXEMPTION	CURRENT VALUE OF PROPERTY WITHOUT DEDUCTING EXEMPTIONS
SCHEDULE A - REAL PROPERTY	44.110.0.0.000/.0/40		
REAL PROPERTY: RESIDENCE AT STREET 1 HOUSE N-2-1, //ILLAS DE TRUJILLO ALTO, TRUJILLO ALTO. DESCRIPTION: 3 BEDROOMS, 1 1/2 BATH, KITCHEN, LIVING ROOM & DINING ROOM. BOUGHT IN 2004 AT PRICE OF 6100,000.00. REFINANCED ON 2006 APPRAISED AT THAT TIME AT 6110,000.00. IMPROVEMENTS MADE AFTER APPRAISAL IN THE AMOUNT OF APPROXIMATELY \$20,000.00. ACTUAL //ALUE \$115,000.00	11 USC § 522(d)(1)	18,126.00	130,000.0
SCHEDULE B - PERSONAL PROPERTY			
BED, TV, STEREO, DINING ROOM, FURNITURE, ETC.	11 USC § 522(d)(3)	2,000.00	2,000.00
VEARING APPAREL	11 USC § 522(d)(3)	500.00	500.00
MALL JEWELRY	11 USC § 522(d)(4)	500.00	500.00
AUTO: FORD WINSTAR 2001	11 USC § 522(d)(2)	3,000.00	3,000.00

IN RE CINTRON COLON, LUIS E

Document

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Case No.

(If known)

Debtor(s)

#### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

	_		,				·····	<del></del>
CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. 829232-9			MORTGAGE LOAN OVER RESIDENCE				121,874.00	
BANCO POPULAR DE PR MORTGAGE SERVICING DIVISION PO BOX 71375 SAN JUAN, PR 00936-7077			LOCATED AT STREET 1 N-2-1 VILLAS DE TRUJILLO ALTO TRUJILLO ALTO PR 00976					
			VALUE \$ 130,000.00					
ACCOUNT NO. 101-001-1339585-0101  BANCO POPULAR DE PR PO BOX 362708  SAN JUAN, PR 00936-2708		- The state of the	PERSONAL LOAN WITH RESIDENCE AS WARRANTY STREET 1 N2 1 VILLAS DE TRUJILLO ALTO TRUJILLO ALTO PR 00976  VALUE \$				22,574.00	22,574.00
ACCOUNT NO. 13396-2	+		SERVICES MAINTENANCE		T	$\vdash$	329.00	329.00
SUMMER BAY RESORT PO BOX 850001 ORLANDO, FL 32885-0089		, the state of the	TO BE SURRENDERED			***************************************		
			VALUE \$					
ACCOUNT NO.		ANA HITING A Person or management	VALUE \$					
0 continuation sheets attached	••••		(Total of		otot		\$ 144,777.00	s 22,903.00
				. '	Tot	al	. 444 777 00	

\$ 144,777.00 \$ (Use only on last page) (Report also on

Summary of Schedules.)

(If applicable, report also on Statistical Summary of Certain Liabilities and Related

22,903.00

Case:08-07755-MCF13	Doc#:1	Filed:11/17/08	Entered:11/17/08 11:01:33	Desc: Main
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IN RE CINTRON COLON, LUIS E.

1 continuation sheets attached

Debtor(s)

Case No.

(If known)

#### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed Statistical Summary of Certain Liabilities and Related Data.

on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data. \$1993-2008 EZ-Filing, Inc. [1-800-998-2424] - Forms Software Only Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E. TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets) **Domestic Support Obligations** Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1). Extensions of credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3). Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4). Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5). Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6). Deposits by individuals Claims of individuals up to \$2,425\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7). Taxes and Certain Other Debts Owed to Governmental Units Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8). Commitments to Maintain the Capital of an Insured Depository Institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9). Claims for Death or Personal Injury While Debtor Was Intoxicated Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10). \* Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

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IN RE CINTRON COLON, LUIS E.

Debtor(s)

(If known)

#### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS (Continuation Sheet)

#### Taxes and Other Certain Debts Owed to Governmental Units

(Type of Priority for Claims Listed on This Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER. (See Instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY
ACCOUNT NO. 5104	$\vdash$		TAXES	╅┈		<del> </del>			
DEPARTAMENTO DE HACIENDA OFICINA 424-B SECCION DE QUIEBRAS PO BOX 9024140 SAN JUAN, PR 00902-4140		PARTITION	TAKES	The state of the s			0.00		
ACCOUNT NO.									
ACCOUNT NO.									
ACCOUNT NO.									
ACCOUNT NO.			·	WORKERS CO. L					-
ACCOUNT NO.									
Sheet no. 1 of 1 continuation sheets Schedule of Creditors Holding Unsecured Priority	atta Cla	ched ims	to (Totals of th		age	;)	\$	\$	\$
(Use only on last page of the comp	lete	d Sch	edule E. Report also on the Summary of Sch	T nedu	Γota les.	ıl .)	\$		
(Use report also on the	on Sta	ly on itistica	last page of the completed Schedule E. If ap al Summary of Certain Liabilities and Relate	plica	Fota able ata.	<del>)</del> ,		\$	\$

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IN RE CINTRON COLON, LUIS E

Debtor(s)

Case No.

(If known)

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided,

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed," (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured nonpriority claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 3778-103019-35265			PERSONAL CREDIT CARD				
BANCO POPULAR DE PR A/E CARD PRODUCTS DIVISION PO BOX 70100 SAN JUAN, PR 00936							8,580.00
ACCOUNT NO. <b>4549-1984-4886-4506</b>			PERSONAL CREDIT CARD	<u> </u>		$\Box$	
BANCO POPULAR DE PR VISA CARD PRODUCTS DIVISION PO BOX 70100 SAN JUAN, PR 00936							10,025.00
ACCOUNT NO.							
ACCOUNT NO.		***************************************					
1000000							
0 continuation sheets attached			(Total of	Sut his p			\$ 18,605.00
			(Use only on last page of the completed Schedule F. Repo the Summary of Schedules and, if applicable, on the Summary of Certain Liabilities and Rela	rt als Statis	stic	on al	<b>\$ 18,605.00</b>

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IN RE CINTRON COLON, LUIS E.

Debtor(s)

Case No.

(If known)

#### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no executory contracts or unexpired leases.

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE OF OTHER PARTIES TO LEASE OR CONTRACT	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST. STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.

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IN RE CINTRON COLON, LUIS E.

Debtor(s)

Case No.

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Dennis

(If known)

#### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR
	•

IN RE CINTRON COLON, LUIS E.

Debtor(s)

Case No.

(If known)

#### SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on From 22A, 22B, or 22C.

Debtor's Marital Status	DEPENDENTS OF DEBTOR AND SPOUSE							
Married	RELATIONSHIP(S): DAUGHTER			AGE(S): 1 1/2				
EMPLOYMENT:	DEBTOR		SPOUSE					
Occupation ANALYST Name of Employer EVERTEC, How long employed Address of Employer	INC							
1. Current monthly gross wages, 2. Estimated monthly overtime	e or projected monthly income at time case filed) salary, and commissions (prorate if not paid monthly)	\$ \$		\$\$				
<ol> <li>SUBTOTAL</li> <li>LESS PAYROLL DEDUCTION</li> <li>Payroll taxes and Social Section</li> <li>Insurance</li> </ol>		<u> \$</u>	323.84	\$\$ \$\$				
c. Union dues d. Other (specify) FUNDACI	ON	\$ \$ \$ \$	2.00	\$ \$ \$				
5. SUBTOTAL OF PAYROLI	L DEDUCTIONS	\$	325.84	\$				
5. TOTAL NET MONTHLY	TAKE HOME PAY	\$	1,639.44	\$				
3. Income from real property 9. Interest and dividends	on of business or profession or farm (attach detailed sta			\$ \$				
<ul><li>10. Alimony, maintenance or sup hat of dependents listed above</li><li>11. Social Security or other gove</li></ul>	pport payments payable to the debtor for the debtor's u ernment assistance	\$		\$				
(Specify)		\$ \$	***************************************	\$ \$				
Pension or retirement income     Other monthly income		\$						
(Specify) INDEPENDENT JOB	35	\$ \$ \$	350.00	\$ \$ \$				
4. SUBTOTAL OF LINES 7		\$	350.00					
5. AVERAGE MONTHLY IT	NCOME (Add amounts shown on lines 6 and 14)	\$	1,989.44	\$				
6. COMBINED AVERAGE IN f there is only one debtor repeat	MONTHLY INCOME: (Combine column totals from total reported on line 15)	line 15;	\$	1,989.44				

Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: THERE IS NOT REASONABLE ANTICIPATION OF INCREASE OR DECREASE DURING THE NEXT 12 MONTHS.

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IN RE CINTRON COLON, LUIS E.

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Debtor(s)

Case No.

(If known)

#### SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate any payments made biweekly,
quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ from the deductions from income allowed
on Form22A or 22C.

on Form22A or 22C.		
Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete expenditures labeled "Spouse."	: a separate	schedule of
1. Rent or home mortgage payment (include lot rented for mobile home)	\$	887.17
a. Are real estate taxes included? Yes No	Ψ	
b. Is property insurance included? Yes No		
2. Utilities:		
a. Electricity and heating fuel	\$	190.00
b. Water and sewer	\$	26.00
c. Telephone	\$	150.00
d. Other	\$	60.00
	\$	
3. Home maintenance (repairs and upkeep)	\$	
4. Food	\$	341.27
5. Clothing	\$	30.00
6. Laundry and dry cleaning	\$	
7. Medical and dental expenses	\$	
8. Transportation (not including car payments)		120.00
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$	30.00
10. Charitable contributions	\$	
11. Insurance (not deducted from wages or included in home mortgage payments)	de .	
a. Homeowner's or renter's		······································
b. Life		***************************************
c. Health		
d. Auto		
e. Other	\$	
12. Taxes (not deducted from wages or included in home mortgage payments)	Þ	
	<b>e</b>	
(Specify)	¢	
13. Installment payments: (in chapter 11, 12 and 13 cases, do not list payments to be included in the plan)	v	
a. Auto	\$	······································
b. Other	\$	
14. Alimony, maintenance, and support paid to others		
15. Payments for support of additional dependents not living at your home		
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)		
17. Other		
	\$	
	\$_	
18 AVERACE MONTHLY EXPENSES (Total lines 1-17 Report also on Summary of Schedules and if		

19. Describe any increase or decrease in expenditures anticipated to occur within the year following the filing of this document: THERE IS NOT ANY INCREASE OR DECREASE IN DEBTOR EXPENSES ANTICIPATED WITHIN NEXT 12 MONTHS.

#### 20. STATEMENT OF MONTHLY NET INCOME

a. Average monthly income from Line 15 of	Schedule I
b. Average monthly expenses from Line 18	above

applicable, on the Statistical Summary of Certain Liabilities and Related Data.

c. Monthly net income (a. minus b.)

\$ 1,989.44
\$ 1,864.44
\$ 125.00

1,864.44

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IN RE CINTRON COLON, LUIS E.

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Debtor(s)

Case No.

(If known)

#### DECLARATION CONCERNING DEBTOR'S SCHEDULES

#### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have and correct to the best of my knowle			ensisting of	16 sheets, and that they are
		70)		
Date: 1   12   2000	Signature: LUIS E. CI	NTRON COLON		Debtor
Date:	Signature:			
			[If joint ca	(Joint Debtor, if any) ase, both spouses must sign.]
DECLARATION AND SIGNATU	JRE OF NON-ATTORN	EY BANKRUPTCY PETITIO	N PREPARER (S	See 11 U.S.C. § 110)
I declare under penalty of perjury that: (1) compensation and have provided the debtor v and 342 (b); and, (3) if rules or guidelines h bankruptcy petition preparers, I have given the any fee from the debtor, as required by that so	with a copy of this docume ave been promulgated pu e debtor notice of the may	ent and the notices and informations and the notices and information and the second section and the second	ntion required und setting a maximun	er 11 U.S.C. §§ 110(b), 110(h), n fee for services chargeable by
Printed or Typed Name and Title, if any, of Bankru If the bankruptcy petition preparer is not an responsible person, or partner who signs the	individual, state the nat	me, title (if any), address, and	_	o. (Required by 11 U.S.C. § 110.)  number of the officer, principal,
Address				
Signature of Bankruptcy Petition Preparer			Date	
Names and Social Security numbers of all others not an individual:	er individuals who prepar	ed or assisted in preparing this	document, unless	the bankruptcy petition preparer
If more than one person prepared this docum	ent, attach additional sig	gned sheets conforming to the c	appropriate Offici	ial Form for each person.
A bankruptcy petition preparer's failure to coimprisonment or both. 11 U.S.C. § 110; 18 &	mply with the provision of U.S.C. § 156.	of title 11 and the Federal Rule	es of Bankruptcy F	Procedure may result in fines or
DECLARATION UNDER P	ENALTY OF PERJUR	Y ON BEHALF OF CORP	ORATION OR	PARTNERSHIP
I, the	(the	president or other officer o	or an authorized	agent of the corporation or a
member or an authorized agent of the part (corporation or partnership) named as deschedules, consisting of sheets knowledge, information, and belief.	thership) of the bottor in this case, declar s (total shown on summ	are under penalty of perjury mary page plus 1), and that	that I have read t they are true a	I the foregoing summary and and correct to the best of my
Date:	Signature:			
	4,4,4,4		(Print or type	e name of individual signing on behalf of debtor)

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

#### 

#### Document Page 20 of 36 United States Bankruptcy Court District of Puerto Rico

IN RE:	Case No.
CINTRON COLON, LUIS E.	Chapter 13
Dehtar(s)	<del>-</del>

#### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. If the answer to an applicable question is "None," mark the box labeled "None." If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 1. Income from employment or operation of business

None State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE 22,000.00 WORK 2007 27,015.00 WORK 2007 30,910.00 WORK 2006 25,316.00 WORK 2005 54,454.00 WORK 2004

#### 2. Income other than from employment or operation of business

State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

	Case:08-07755-MCF13 Doc#:1 Filed:11/17/08 Entered:11/17/08 11:01:33 Desc: Main
	Document Page 21 of 36  yments to creditors  olete a. or b., as appropriate, and c.
None	a. Individual or joint debtor(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within 90 days immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)
None	b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)
None	c. All debtors: List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)
4. Su	its and administrative proceedings, executions, garnishments and attachments
None	a. List all suits and administrative proceedings to which the debtor is or was a party within <b>one year</b> immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)
None	b. Describe all property that has been attached, garnished or seized under any legal or equitable process within <b>one year</b> immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)
5. Re	possessions, foreclosures and returns
None	List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within <b>one year</b> immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)
6. As:	signments and receiverships
None	a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and joint petition is not filed.)
None	b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)
7. Gif	its
	List all gifts or charitable contributions made within <b>one year</b> immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100

per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

8. Losses

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

9. Payments related to debt counseling or bankruptcy

None List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under bankruptcy law or preparation of a petition in bankruptcy within one year immediately preceding the commencement of this case.

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**FILING FEES \$274.00 ADVANCED ON FEES \$600.00** 

#### 10. Other transfers

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within two years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

#### 11. Closed financial accounts



None List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 12. Safe deposit boxes



List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 13. Setoffs



None List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 14. Property held for another person



List all property owned by another person that the debtor holds or controls.

#### 15. Prior address of debtor

If debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

#### Spouses and Former Spouses MRS. ARACELIS LOZANO, MARRIED FOR 10 YEARS.

None If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

#### 17. Environmental Information

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

1

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law.

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 $\mathbf{V}$ 

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

#### 18. Nature, location and name of business

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

 $\checkmark$ 

[If completed by an individual or individual and spouse]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Signature LUIS E. CINTRON COLON of Debtor Signature of Joint Debtor (if any)

0 continuation pages attached

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. § 152 and 3571.

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#### Document Page 24 of 36 United States Bankruptcy Court District of Puerto Rico

IN RE:				Case No.	·····	***************************************	
CINTRON COLON, LUIS E.				Chapter	13		
	Debtor(s)			. 1			
CHAPT	er <i>B</i> indivii	DUAL DEBTOR'S	STATEMENT (	OF INTEN	TION		
✓ I have filed a schedule of assets an ☐ I have filed a schedule of executor ✓ I intend to do the following with re	y contracts and un	expired leases which in	cludes personal proper	ty subject to		ed lease.	
Description of Secured Property	Credit	or's Name		Property will be Surrendered	Property is claimed as exempt	Property will be redeemed pursuant to 11 U.S.C. § 722	Debt will be reaffirmed pursuant to 11 U.S.C. § 524(c)
REAL PROPERTY:	BAI	NCO POPULAR DE I	PR (Z GCGOVINTI)	* Datain on		tain *	inal aantwas
		x I'M		* Ketain ar	ia pay purs	suant to orig	inal contract
Description of Leased Property		Lessor's Name					Lease will be assumed pursuant to 11 U.S.C. § 362(h)(1)(A)
11/12/2008 80	Marie and the second se						
Date LUIS E. CINTR	ON COLON	D	ebtor		Joi	int Debtor (i	f applicable)
DECLARATION AND SIG	NATURE OF NO	ON-ATTORNEY BAN	KRUPTCY PETITION	ON PREPAR	ER (See 1	11 U.S.C. §	110)
I declare under penalty of perjury the compensation and have provided the dand 342 (b); and, (3) if rules or guide bankruptcy petition preparers, I have gany fee from the debtor, as required by	lebtor with a copy lines have been pri riven the debtor no	of this document and the comulgated pursuant to	e notices and informa 11 U.S.C. § 110(h) se	tion required tetting a maxir	under 11 U num fee fo	J.S.C. §§ 11 or services c	0(b), 110(h), hargeable by
Printed or Typed Name and Title, if any, of If the bankruptcy petition preparer is responsible person, or partner who sign	not an individua	l, state the name, title	(if any), address, and	Social Security social securit		-	
Address			_				
	**************************************			P.			***************************************
Signature of Bankruptcy Petition Preparer				Date			
Names and Social Security numbers of is not an individual:	all other individua	als who prepared or assi	sted in preparing this o	locument, unl	ess the ban	kruptcy peti	tion prepare

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If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person.

A bankruptcy petition preparer's failure to comply with the provision of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C.  $\S$  110; 18 U.S.C.  $\S$  156.

#### Document Page 25 of 36 UNITED STATES BANKRUPTCY COURT

## NOTICE TO INDIVIDUAL CONSUMER DEBTOR UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

#### Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

## <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in instalments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them,

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using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

Printed Name and title, if any, of Bankruptcy Petition Preparer

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Address:

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

Certificate of [Non-Attorney] Bankruptcy Petition Preparer

I, the [non-attorney] bankruptcy petition preparer signing the debtor's petition, hereby certify that I delivered to the debtor this notice required by § 342(b) of the Bankruptcy Code.

Social Security number (If the bankruptcy

petition preparer is not an individual, state

the Social Security number of the officer, principal, responsible person, or partner of

the bankruptcy petition preparer.)

x	(Required by 11 U.S.C.	§ 110.)
Signature of Bankruptcy Petition Preparer of office partner whose Social Security number is provided		
I (We), the debtor(s), affirm that I (we) have recei	Certificate of the Debtor ived and read this notice.	
CINTRON COLON, LUIS E.	x	11/12/200
Printed Name(s) of Debtor(s)	Signature of Debtor	Date
Case No. (if known)	X	
	Signature of Joint Debtor (if any)	Date

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IN	RE:	Case No.
CI	NTRON COLON, LUIS E.	Chapter 13
	Debtor(s)	
	DISCLOSURE OF COMPENSATION OF ATTORNEY H	FOR DEBTOR
1.	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above-name one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be of or in connection with the bankruptcy case is as follows:	
	For legal services, I have agreed to accept	3,000.0
	Prior to the filing of this statement I have received	\$600.0
	Balance Due	\$
2.	The source of the compensation paid to me was: Debtor Other (specify):	
3.	The source of compensation to be paid to me is: Debtor Dother (specify):	
4.	I have not agreed to share the above-disclosed compensation with any other person unless they are members	and associates of my law firm.
	I have agreed to share the above-disclosed compensation with a person or persons who are not members or together with a list of the names of the people sharing in the compensation, is attached.	associates of my law firm. A copy of the agreeme
5.	In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, i	neluding:
	<ul> <li>a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file</li> <li>b. Preparation and filing of any petition, schedules, statement of affairs and plan which may be required;</li> <li>c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearing.</li> <li>d. Representation of the debtor in adversary proceedings and other contested bankruptcy matters;</li> <li>e. [Other provisions as needed]</li> </ul>	
6.	By agreement with the debtor(s), the above disclosed fee does not include the following services:	
	CERTIFICATION	tation of the debter(s) in this handquester
	certify that the foregoing is a complete statement of any agreement or arrangement for payment to me for represen roceeding.	anon or the decicits) is this bank upter
	11/12/2008	
~	Date Signature of	f Attorney

**MORENO & MORENO LAW OFFICE** 

Name of Law Firm

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CINTRON COLON, LUIS E. JARDINES DE CAPARRA CALLE 13 G-2 BAYAMON, PR 00959-7824

MORENO & MORENO LAW OFFICE PO BOX 679 TRUJILLO ALTO, PR 00977-0679

BANCO POPULAR DE PR MORTGAGE SERVICING DIVISION PO BOX 71375 SAN JUAN, PR 00936-7077

BANCO POPULAR DE PR PO BOX 362708 SAN JUAN, PR 00936-2708

BANCO POPULAR DE PR A/E CARD PRODUCTS DIVISION PO BOX 70100 SAN JUAN, PR 00936

BANCO POPULAR DE PR VISA CARD PRODUCTS DIVISION PO BOX 70100 SAN JUAN, PR 00936

DEPARTAMENTO DE HACIENDA OFICINA 424-B SECCION DE QUIEBRAS PO BOX 9024140 SAN JUAN, PR 00902-4140

SUMMER BAY RESORT PO BOX 850001 ORLANDO, FL 32885-0089 Case:08-07755-MCF13 Doc#:1 Filed:11/17/08 Entered:11/17/08 11:01:33 Desc: Main

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According to the calculations required by this statement:

The applicable commitment period is 3 years.

The applicable commitment period is 5 years.

Debtor(s)

Disposable income is determined under § 1325(b)(3).

Disposable income is not determined under § 1325(b)(3).

(Check the boxes as directed in Lines 17 and 23 of this statement.)

#### CHAPTER 13 STATEMENT OF CURRENT MONTHLY INCOME AND CALCULATION OF COMMITMENT PERIOD AND DISPOSABLE INCOME

In addition to Schedules I and J, this statement must be completed by every individual Chapter 13 debtor, whether or not filing jointly. Joint debtors may complete one statement only.

		Part I. REI	PORT OF INCOME		
	a. [	ital/filing status. Check the box that applies and Unmarried. Complete only Column A ("Deb Married. Complete both Column A ("Debto			
1	All f	igures must reflect average monthly income receing the calendar months prior to filing the bankruptcy the before the filing. If the amount of monthly income divide the six-month total by six, and enter the receipt of the six-month total by six, and enter the receipt of the six-month total by six, and enter the receipt of the six-month total by six, and enter the receipt of the six-month total by six, and enter the receipt of the six-month total by six, and enter the receipt of the six-month total by six, and enter the receipt of the six-month total by six, and enter the receipt of the six-month total by six, and enter the receipt of the six-month total by six, and enter the receipt of the six-month total by six, and enter the receipt of the six-month total by six, and enter the receipt of the six-month total by six, and enter the receipt of the six-month total by six, and enter the receipt of the six-month total by six-month total	Column A Debtor's Income	Column B Spouse's Income	
2	Gro	ss wages, salary, tips, bonuses, overtime, comn	nissions.	\$2,297.60	\$
3	a and one l attac	me from the operation of a business, profession of enter the difference in the appropriate column(sousiness, profession or farm, enter aggregate numbement. Do not enter a number less than zero. Do not enter a number less than zero. Do not enter a deduction in Part 1			
	a.	Gross receipts	\$		
	b.	Ordinary and necessary operating expenses	\$		
	c.	Business income	Subtract Line b from Line a	\$	\$
4	diffe	t and other real property income. Subtract Line rence in the appropriate column(s) of Line 4. Do nclude any part of the operating expenses ento IV.  Gross receipts		described the second se	
	b.	Ordinary and necessary operating expenses	\$		
	c.	Rent and other real property income	Subtract Line b from Line a	<b>₩</b>	\$
5	Inter	est, dividends, and royalties.		\$	\$
6	<b></b>	ion and retirement income.	ANA PARA PARA PARA PARA PARA PARA PARA P	\$	\$
7	expe that	amounts paid by another person or entity, on nses of the debtor or the debtor's dependents, purpose. Do not include alimony or separate mae debtor's spouse.	including child support paid for	\$	\$

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Case Number:

(If known)

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B22C (Official Form 22C) (Chapter 13) (01/08)

Page 30 of 36 Unemployment compensation. Enter the amount in the appropriate column(s) of Line 8. However, if you contend that unemployment compensation received by you or your spouse was a benefit under the Social Security Act, do not list the amount of such compensation in Column A or B, but instead state the amount in the space below: 8 Unemployment compensation claimed to be a benefit under the Social Security Act Debtor \$ Spouse \$ \$ \$ Income from all other sources. Specify source and amount. If necessary, list additional sources on a separate page. Total and enter on Line 9. Do not include alimony or separate maintenance payments paid by your spouse, but include all other payments of alimony or separate maintenance. Do not include any benefits received under the Social Security Act or payments received as a victim of a war crime, crime against humanity, or as a victim 9 of international or domestic terrorism. \$ b. Subtotal. Add Lines 2 thru 9 in Column A, and, if Column B is completed, add Lines 2 10 \$ 2,297.60 \\$ through 9 in Column B. Enter the total(s). Total. If Column B has been completed, add Line 10, Column A to Line 10, Column B, and enter the total. If Column B has not been completed, enter the amount from Line 10, 11 2,297,60 Column A. Part II. CALCULATION OF § 1325(b)(4) COMMITMENT PERIOD \$ 2,297.60 12 Enter the amount from Line 11. Marital Adjustment. If you are married, but are not filing jointly with your spouse, AND if you contend that calculation of the commitment period under § 1325(b)(4) does not require inclusion of the income of your spouse, enter the amount of the income listed in Line 10, Column B that was NOT paid on a regular basis for the household expenses of you or your dependents. Otherwise, enter zero. \$ 13 \$ b. \$ c. Total and enter on Line 13. \$ 2,297.60 14 Subtract Line 13 from Line 12 and enter the result. Annualized current monthly income for § 1325(b)(4). Multiply the amount from Line 14 by the number 15 \$ 27,571.16 12 and enter the result. Applicable median family income. Enter the median family income for the applicable state and household size. (This information is available by family size at www.usdoj.gov/ust/ or from the clerk of 16 the bankruptcy court.) 22,757.00 b. Enter debtor's household size: 3 a. Enter debtor's state of residence: Application of § 1325(b)(4). Check the applicable box and proceed as directed. The amount on Line 15 is less than the amount on Line 16. Check the box for "The applicable commitment period is 3 years" at the top of page 1 of this statement and continue with this statement. 17 K The amount on Line 15 is not less than the amount on Line 16. Check the box for "The applicable commitment period is 5 years" at the top of page 1 of this statement and continue with this statement.

### Part III. APPLICATION OF § 1325(b)(3) FOR DETERMINING DISPOSABLE INCOME

18 Enter the amount from Line 11. \$ 2,297.60

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19	total of expending Column than to the contract of the contract	tal adjustment. If you are man of any income listed in Line 10 uses of the debtor or the debtor on B income (such as payment the debtor or the debtor's dependency, list additional adjustment uply, enter zero.	, Column B that was dependents. Sp of the spouse's to adents) and the arm	was NO ecify in ax liabi nount o	T paid on a regular basis the lines below the basis lity or the spouse's support income devoted to each	for the household for excluding the t of persons other purpose. If	
	b.					\$	
	c.					\$	
	Tota	ıl and enter on Line 19.					\$
20	Curre	ent monthly income for § 132	25(b)(3). Subtract	Line 1	9 from Line 18 and enter 1	he result.	\$2,297.60
21		alized current monthly incord enter the result.	ne for § 1325(b)	(3). Mu	ltiply the amount from Li	ne 20 by the number	\$27,571.16
22	Appli	cable median family income.	Enter the amoun	t from l	Line 16.		\$22,757.00
23	☐ T. ur ☐ T. de	cation of § 1325(b)(3). Check he amount on Line 21 is more nder § 1325(b)(3)" at the top of he amount on Line 21 is not etermined under § 1325(b)(3)" complete Parts IV, V, or VI.	e than the amou f page 1 of this st more than the ar	nt on I atemen nount	ine 22. Check the box for t and complete the remain on Line 22. Check the box	ing parts of this states  x for "Disposable inco	nent. ome is not
					ONS ALLOWED UN		
24A	misce Exper	nal Standards: food, apparel llaneous. Enter in Line 24A th uses for the applicable househo erk of the bankruptcy court.)	ie "Total" amoun	t from l	RS National Standards for	r Allowable Living	\$1 <b>,</b> 151 <b>.</b> 00
24B	Out-o Out-o www. your h house the nu memb house	nal Standards: health care. If Pocket Health Care for person f-Pocket Health Care for person usdoj.gov/ust/ or from the cler tousehold who are under 65 years of age of mber stated in Line 16b.) Multers under 65, and enter the resthold members 65 and older, are care amount, and enter the restarted and enter the enter the restarted and enter the enter the enter the	ons under 65 years of ag k of the bankrupt cars of age, and er or older. (The tota tiply Line al by I ult in Line cl. Mind enter the result	s of age e or old cy cour nter in I numb Line b1 ultiply!	e, and in Line a2 the IRS Notes. (This information is a st.) Enter in Line b1 the nutline b2 the number of merer of household members to obtain a total amount of Line a2 by Line b2 to obtain	Vational Standards for vailable at mber of members of members of members of must be the same as or household in a total amount for	
	Hou	sehold members under 65 ye	ars of age	Hou	sehold members 65 year	s of age or older	
	al.	Allowance per member	57	a2.	Allowance per member		
	b1.	Number of members	3	b2.	Number of members		
	c1.	Subtotal	171	c2.	Subtotal		\$171.00
25A	and U	Standards: housing and util tilities Standards; non-mortgag nation is available at www.usd	ge expenses for th	e appli	cable county and househo	ld size. (This	<sub>\$</sub> 461.00

information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court).

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Local Standards: housing and utilities; mortgage/rent expense. Enter, in Line a below, the amount of the IRS Housing and Utilities Standards; mortgage/rent expense for your county and household size (this information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court); enter on Line b the total of the Average Monthly Payments for any debts secured by your home, as stated in Line 47; subtract Line b from Line a and enter the result in Line 25B. Do not enter an amount less than zero. 25B IRS Housing and Utilities Standards; mortgage/rental expense \$ 1,18<u>3.00</u> b. Average Monthly Payment for any debts secured by your home, if § 887**.1**7 any, as stated in Line 47 Net mortgage/rental expense Subtract Line b from Line a \$ 295.83 Local Standards: housing and utilities; adjustment. If you contend that the process set out in Lines 25A and 25B does not accurately compute the allowance to which you are entitled under the IRS Housing and Utilities Standards, enter any additional amount to which you contend you are entitled, and state the basis for your contention in the space below: 26 @ 1993-2008 EZ-Filing, Inc. [1-800-998-2424] - Forms Software Only Local Standards: transportation; vehicle operation/public transportation expense. You are entitled to an expense allowance in this category regardless of whether you pay the expenses of operating a vehicle and regardless of whether you use public transportation. Check the number of vehicles for which you pay the operating expenses or for which the operating expenses are included as a contribution to your household expenses in Line 7. 27A  $\square 0 \square 1 \square 2$  or more. If you checked 0, enter on Line 27A the "Public Transportation" amount from IRS Local Standards: Transportation. If you checked 1 or 2 or more, enter on Line 27A the "Operating Costs" amount from IRS Local Standards: Transportation for the applicable number of vehicles in the applicable Metropolitan Statistical Area or Census Region. (These amounts are available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.) \$ 470.00 Local Standards: transportation; additional public transportation expense. If you pay the operating expenses for a vehicle and also use public transportation, and you contend that you are entitled to an 27B additional deduction for your public transportation expenses, enter on Line 27B the "Public Transportation" amount from IRS Local Standards: Transportation. (This amount is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.) \$ Local Standards: transportation ownership/lease expense; Vehicle 1. Check the number of vehicles for which you claim an ownership/lease expense. (You may not claim an ownership/lease expense for more than two vehicles.)  $\square$  1  $\square$  2 or more. Enter, in Line a below, the "Ownership Costs" for "One Car" from the IRS Local Standards: Transportation (available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court); enter in Line b 28 the total of the Average Monthly Payments for any debts secured by Vehicle 1, as stated in Line 47; subtract Line b from Line a and enter the result in Line 28. Do not enter an amount less than zero. IRS Transportation Standards, Ownership Costs \$ a. Average Monthly Payment for any debts secured by Vehicle 1, as b. stated in Line 47 c. Net ownership/lease expense for Vehicle 1 Subtract Line b from Line a

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B22C (	Offici	al Form 22C) (Chapter 13) (01/08) Ocument Fage 33 01 30		T			
		al Standards: transportation ownership/lease expense; Vehicle 2. (ked the "2 or more" Box in Line 28.	Complete this Line only if you				
29	Enter, in Line a below, the "Ownership Costs" for "One Car" from the IRS Local Standards: Transportation (available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court); enter in Line b the total of the Average Monthly Payments for any debts secured by Vehicle 2, as stated in Line 47; subtract Line b from Line a and enter the result in Line 29. <b>Do not enter an amount less than zero.</b>						
	a.	IRS Transportation Standards, Ownership Costs	\$				
	b.	Average Monthly Payment for any debts secured by Vehicle 2, as stated in Line 47	\$				
	c.	Net ownership/lease expense for Vehicle 2	Subtract Line b from Line a	\$			
30	fede	er Necessary Expenses: taxes. Enter the total average monthly expenseral, state, and local taxes, other than real estate and sales taxes, such as s, social-security taxes, and Medicare taxes. Do not include real estate	s income taxes, self-employment	\$ 297.00			
31	dedu	er Necessary Expenses: involuntary deductions for employment. Exercises that are required for your employment, such as mandatory retire uniform costs. Do not include discretionary amounts, such as volunted to the costs.	ement contributions, union dues,	\$			
32	Other Necessary Expenses: life insurance. Enter total average monthly premiums that you actually pay for term life insurance for yourself. Do not include premiums for insurance on your dependents, for whole life or for any other form of insurance.						
33	Other Necessary Expenses: court-ordered payments. Enter the total monthly amount that you are						
34	child empl	er Necessary Expenses: education for employment or for a physical. Enter the total average monthly amount that you actually expend for opposition opposition that is required for a physically or mentally in no public education providing similar services is available.	education that is a condition of	\$			
35	on cl	er Necessary Expenses: childcare. Enter the total average monthly an nildcare—such as baby-sitting, day care, nursery and preschool. Do no ments.		\$			
36	expe reim	or Necessary Expenses: health care. Enter the total average monthly and on health care that is required for the health and welfare of yoursel bursed by insurance or paid by a health savings account, and that is in 24B. Do not include payments for health insurance or health savi	f or your dependents, that is not excess of the amount entered in	\$			
37	you a servi neces	er Necessary Expenses: telecommunication services. Enter the total actually pay for telecommunication services other than your basic home ce—such as pagers, call waiting, caller id, special long distance, or in ssary for your health and welfare or that of your dependents. Do not in acted.	ne telephone and cell phone ternet service—to the extent	\$			
38	Tota	l Expenses Allowed under IRS Standards. Enter the total of Lines 2	24 through 37.	<sub>\$</sub> 2 <b>,</b> 845.83			

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			onal Expense Deductions under § 707(b) ny expenses that you have listed in Lines 24-37	
	expe		Health Savings Account Expenses. List the monthly elow that are reasonably necessary for yourself, your	
	a.	Health Insurance	\$	
	b.	Disability Insurance	\$	
39	c.	Health Savings Account	\$	
	Tota	l and enter on Line 39		\$
		ou do not actually expend this total amou pace below:	int, state your actual total average monthly expenditures in	
40	mon elder	thly expenses that you will continue to pay	chold or family members. Enter the total average actual for the reasonable and necessary care and support of an your household or member of your immediate family who is the payments listed in Line 34.	\$
41	you a Serv	actually incur to maintain the safety of you	total average reasonably necessary monthly expenses that r family under the Family Violence Prevention and he nature of these expenses is required to be kept	\$
42	Loca <b>prov</b>	l Standards for Housing and Utilities, that	onthly amount, in excess of the allowance specified by IRS you actually expend for home energy costs. You must on of your actual expenses, and you must demonstrate table and necessary.	\$
43	actua secon trust	ally incur, not to exceed \$137.50 per child, ndary school by your dependent children le	for attendance at a private or public elementary or ess than 18 years of age. You must provide your case expenses, and you must explain why the amount claimed accounted for in the IRS Standards.	\$
44	cloth Natio	onal Standards, not to exceed 5% of those of	the total average monthly amount by which your food and nees for food and clothing (apparel and services) in the IRS combined allowances. (This information is available at nkruptcy court.) You must demonstrate that the I necessary.	\$
45	chari	table contributions in the form of cash or f U.S.C. § 170(c)(1)-(2). <b>Do not include</b> at	easonably necessary for you to expend each month on inancial instruments to a charitable organization as defined ny amount in excess of 15% of your gross monthly	\$
46	Tota	l Additional Expense Deductions under	§ 707(b). Enter the total of Lines 39 through 45.	\$ Ø

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	Enter the total of the Average		ally due to each Securided by 60. If necessayments on Line 47.		0 months	
	Name of Creditor	Property	Securing the Debt	Average Monthly Payment	Does payment include taxes or insurance?	
a.				\$	yes no	
b.				\$	yes no	
c.				\$	□ yes □ no	
			Total: Ac	dd lines a, b and c.		\$
credito cure a forecle	ay include in your deduction or in addition to the paymen mount would include any substitute. List and total any such page.	ts listed in Li ms in default	ne 47, in order to ma that must be paid in	intain possession of order to avoid repos	the property. The session or itional entries on a	
	Name of Creditor		Property Securing	the Debt	1/60th of the Cure Amount	
a.					\$	
b.					\$	
c.					\$	
				Total: Ac	ld lines a, b and c.	\$
such a	ents on prepetition priority s priority tax, child support aptcy filing. Do not include	and alimony	claims, for which you	u were liable at the t	ime of your	\$
	ter 13 administrative expensulting administrative expens		y the amount in Line	a by the amount in l	Line b, and enter	
a.	Projected average monthly	Chapter 13 pl	an payment.	<sub>\$</sub> 125		
	Current multiplier for your of schedules issued by the Exe Trustees. (This information www.usdoj.gov/ust/ or from court.)	cutive Office is available a	for United States	x 0 <b>.</b> 91		
!	Average monthly administra case	ntive expense	of Chapter 13	Total: Multiply Liz	nes a	\$ 11.
Total I	Deductions for Debt Payment.	Enter the tot	al of Lines 47 throug	gh 50.		\$ 11.

Part V. DETERMINATION OF DISPOSABLE INCOME UNDER § 1325(b)(2)

53	l ann ,			
	Lota	I current monthly income. Enter the amount from Line 20.		\$ 2,297.60
54	disat	port income. Enter the monthly average of any child support payments, foster care pay pility payments for a dependent child, reported in Part I, that you received in accordanc cable nonbankruptcy law, to the extent reasonably necessary to be expended for such c	e with	\$
55	from	lified retirement deductions. Enter the monthly total of (a) all amounts withheld by you wages as contributions for qualified retirement plans, as specified in § 541(b)(7) and (yments of loans from retirement plans, as specified in § 362(b)(19).		\$
56	Tota	l of all deductions allowed under § 707(b)(2). Enter the amount from Line 52.		\$ 2,857.21
	for win ling total	rection for special circumstances. If there are special circumstances that justify addition which there is no reasonable alternative, describe the special circumstances and the resultes a-c below. If necessary, list additional entries on a separate page. Total the expenses in Line 57. You must provide your case trustee with documentation of these expenses idea detailed explanation of the special circumstances that make such expenses necess mable.	lting expenses s and enter the and you must	
57		Nature of special circumstances	Amount of expense	
	a.		\$	:
	b.		\$	
	c.		\$	
		Total: Add Li	nes a, b, and c	\$
) y	NLON	thly Disposable Income Under § 1325(b)(2). Subtract Line 38 from Line 33 and ente	r the result.	\$ Ø
	Othei	thly Disposable Income Under § 1325(b)(2). Subtract Line 58 from Line 53 and enter  Part VI. ADDITIONAL EXPENSE CLAIMS  Expenses. List and describe any monthly expenses, not otherwise stated in this form,	that are required	
	Other and w	Part VI. ADDITIONAL EXPENSE CLAIMS	that are required	d for the health
	Other and w	Part VI. ADDITIONAL EXPENSE CLAIMS  r Expenses. List and describe any monthly expenses, not otherwise stated in this form, relfare of you and your family and that you contend should be an additional deduction the under § 707(b)(2)(A)(ii)(I). If necessary, list additional sources on a separate page.	that are required	d for the health at monthly d reflect your
	Other and w	Part VI. ADDITIONAL EXPENSE CLAIMS  r Expenses. List and describe any monthly expenses, not otherwise stated in this form, relfare of you and your family and that you contend should be an additional deduction are under § 707(b)(2)(A)(ii)(I). If necessary, list additional sources on a separate page monthly expense for each item. Total the expenses.	that are required from your currer All figures shoul	d for the health at monthly d reflect your
	Other and w incom average	Part VI. ADDITIONAL EXPENSE CLAIMS  r Expenses. List and describe any monthly expenses, not otherwise stated in this form, relfare of you and your family and that you contend should be an additional deduction are under § 707(b)(2)(A)(ii)(I). If necessary, list additional sources on a separate page monthly expense for each item. Total the expenses.	that are required from your currer All figures shoul	d for the health at monthly d reflect your
	Other and w incom average	Part VI. ADDITIONAL EXPENSE CLAIMS  r Expenses. List and describe any monthly expenses, not otherwise stated in this form, relfare of you and your family and that you contend should be an additional deduction are under § 707(b)(2)(A)(ii)(I). If necessary, list additional sources on a separate page monthly expense for each item. Total the expenses.	that are required from your current All figures shoul Monthly A	d for the health at monthly d reflect your
	Other and w incom average a. b.	Part VI. ADDITIONAL EXPENSE CLAIMS  r Expenses. List and describe any monthly expenses, not otherwise stated in this form, relfare of you and your family and that you contend should be an additional deduction are under § 707(b)(2)(A)(ii)(I). If necessary, list additional sources on a separate page monthly expense for each item. Total the expenses.	that are required from your currer All figures shoul  Monthly A  \$ \$ \$	d for the health at monthly d reflect your
	Other and w income average a. b. c.	Part VI. ADDITIONAL EXPENSE CLAIMS  T Expenses. List and describe any monthly expenses, not otherwise stated in this form, relfare of you and your family and that you contend should be an additional deduction are under § 707(b)(2)(A)(ii)(I). If necessary, list additional sources on a separate page. The property of the expenses of each item. Total the expenses.  Expense Description  Total: Add Lines a, b and compared to the expense of the	that are required from your current All figures shoul  Monthly A  \$ \$ \$ \$	d for the health at monthly d reflect your
0	Other and w income average a. b. c.	Part VI. ADDITIONAL EXPENSE CLAIMS  T Expenses. List and describe any monthly expenses, not otherwise stated in this form, relfare of you and your family and that you contend should be an additional deduction are under § 707(b)(2)(A)(ii)(I). If necessary, list additional sources on a separate page. A green monthly expense for each item. Total the expenses.  Expense Description  Total: Add Lines a, b and compared to the expenses of perjury that the information provided in this statement is true and debtors must sign.)  Signature:	that are required from your current All figures shoul  Monthly A  \$ \$ \$ \$	d for the health at monthly d reflect your
	Other and w income average a. b. c. I deck both a	Part VI. ADDITIONAL EXPENSE CLAIMS  r Expenses. List and describe any monthly expenses, not otherwise stated in this form, relifare of you and your family and that you contend should be an additional deduction are under § 707(b)(2)(A)(ii)(I). If necessary, list additional sources on a separate page. The property of the expenses of the expenses.  Expense Description  Total: Add Lines a, b and compared to the expenses of the expense of the expenses of the expenses of the expenses of the expense of the expenses of the expen	that are required from your current All figures shoul  Monthly A  \$ \$ \$ \$	d for the health at monthly d reflect your
	Other and w income average a. b. c. I deck both a	Part VI. ADDITIONAL EXPENSE CLAIMS  T Expenses. List and describe any monthly expenses, not otherwise stated in this form, relfare of you and your family and that you contend should be an additional deduction are under § 707(b)(2)(A)(ii)(I). If necessary, list additional sources on a separate page. A green monthly expense for each item. Total the expenses.  Expense Description  Total: Add Lines a, b and compared to the expenses of perjury that the information provided in this statement is true and debtors must sign.)  Signature:	that are required from your current All figures shoul  Monthly A  \$ \$ \$ \$	d for the health at monthly d reflect your